

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

| | | |
|---|---|-----------------------|
| AVERY MIGUEL PERRY, SR., <i>Plaintiff</i> | : | CIVIL ACTION |
| | : | |
| | : | |
| v. | : | NO. 23-CV-0044 |
| | : | |
| ZACHARY YURICH, <i>Defendant</i> | : | |
| | : | |

O R D E R

AND NOW, this 10th day of January, 2023, upon consideration of Plaintiff Avery Miguel Perry, Sr.'s Motion to Proceed *In Forma Pauperis* (ECF No. 1), and *pro se* Complaint (ECF No. 2) it is hereby **ORDERED** that:

1. Leave to proceed *in forma pauperis* is **GRANTED** pursuant to 28 U.S.C. § 1915.
2. The Complaint is **DEEMED** filed.
3. The Complaint is finally **DISMISSED** for the reasons set forth in the Court's

Memorandum as follows:

- a. Perry's damages claims are **DISMISSED, with prejudice**; and
- b. Any claims for injunctive relief are **DISMISSED WITHOUT PREJUDICE**
for lack of standing.
4. The Clerk of Court shall **CLOSE** this case.

BY THE COURT:

/s/ Nitza I. Quiñones Alejandro

NITZA I. QUIÑONES ALEJANDRO

Judge, United States District Court